



Department of Energy
National Nuclear Security Administration
Office of the General Counsel
P. O. Box 5400
Albuquerque, NM 87185



SENT VIA EMAIL: foia@americanoversight.org

Mr. Austin R. Evers
American Oversight
1030 15th Street, N.W., Suite B255
Washington, D.C. 20005

RE: FOIA 19-00137-DD

Dear Mr. Evers:

This letter is the final response to your March 8, 2019, request for information that you sent to the Department of Energy (DOE) under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. You requested:

All records reflecting communications (including email message, email attachments, calendar invitations or entries) with any of the following individuals or organizations:

- a) Derek Harvey, including but not limited to the email addresses derek.j.harvey@nsc.eop.gov and derek.harvey@mail.house.gov
- b) K.T. McFarland, including but not limited to the email address k.t.mcfarland@nsc.eop.gov
- c) Michael Flynn, including but not limited to the email address Michael.t.flynn@nsc.eop.gov

American Oversight requests that NNSA search the files of the following custodians for records responsive to this request:

- i. The Under Secretary for Nuclear Security/the Administrator for Nuclear Security, Lisa E. Gordon-Hagerty;
- ii. Chief of Staff and Associate Principal Deputy Administrator William (Ike) White;
- iii. Chief and Associate Administrator for Defense Nuclear Security Jeffrey R. Johnson; and
- iv. Deputy Administrator for Defense Nuclear Nonproliferation Brent K. Park.

We contacted the FOIA POC for the NNSA Office of Policy, about your request. The Office of Policy searched and did not locate records responsive to your request. The Office of Policy asked the Office of Information Management to search for records.

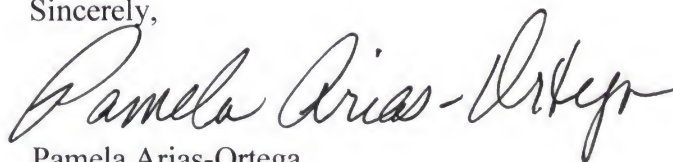
The Office of Information Management searched the emails of Lisa Gordon-Hagerty, William (Ike) White, Brent K. Park, and Jeffrey R. Johnson, for all records reflecting communications (including email address, email attachments, calendar invitations or entries) as specified in your request for the period between January 20, 2017 to March 20, 2019 (date search was conducted) using the email addresses provided in the request. A thorough search of these records was completed and there were no responsive records located pertinent to this request.

You may appeal our inability to locate responsive records pursuant to 10 CFR § 1004.8. Such an appeal must be made in writing within 90 calendar days after receipt of this letter. Appeals should be addressed to Director, Office of Hearings and Appeals, HG-1, L'Enfant Plaza, U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585-1615. The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line (This is the method preferred by the Office of Hearings and Appeals). The appeal must contain all of the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either: 1) in the district where you reside; 2) where you have your principal place of business; 3) where DOE's records are situated; or 4) in the District of Columbia.

There are no charges to you for processing your FOIA request.

If you have questions about the processing of this request, please contact Donna Del Rio by e-mail at donna.delrio@nnsa.doe.gov or write to the address at the top of the first page. Please reference Control Number FOIA 19-00137-DD.

Sincerely,

A handwritten signature in black ink that reads "Pamela Arias-Ortega". The signature is fluid and cursive, with the first name "Pamela" being the most prominent.

Pamela Arias-Ortega
Authorizing and Denying Official